IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

SUMMONS FOR JUDGMENT NO. 609 OF 2004

IN

SUMMARY SUIT NO. 141 OF 2004

Umabai Motilal Jain
alia U. Jain .....**Plffs.**
vs.
Dilip B. Madhwani and ors. .....**Defnds.**

SUMMONS FOR JUDGMENT NO. 545 OF 2004
IN
SUMMARY SUIT NO. 140 OF 2004

Shantilal G. Jzain @ S. jain .....**Plffs.**
vs.
Dilip B. Madhwani and ors. .....**Defnds.**

Tushar Goradia for the plffs.

D.H. Mehta a/w. N.R Parekh for the defnds.

CORAM: S.U. KAMDAR, J.

DATE : 20th September, 2005.

P.C. :.

1. In the present suit the defendant has disputed the signature and also disputed the receipt of payment. The plaintiff stated that the money is paid under the bill of exchange by cash. In that view of the matter unconditonal leave to defend is granted. Summons for judgment dismissed. suit is transferred to the list of Commercial Causes. Written statement or points of defence to be filed four weeks from today. Affidavits, list of documents to be filed within four weeks thereafter. Inspection within four weeks thereafter. Suit to be on board of the learned Judge taking Commercial Causes.

2. I have perused the report of the hand writing expert dated 30.7.2005. The same to be treated at the hearing of the suit.

sd/-

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